I, WARREN CRAIG MARTIN, Acting Executive Manager, Regulatory Services & Surveillance, a delegate of CASA, make this instrument under regulation 11.160 of the Civil Aviation Safety Regulations 1998.

[Signed C. Martin]
Craig Martin
Acting Executive Manager, Regulatory Services & Surveillance
25 October 2019

CASA EX118/19 – Training and Checking (Virgin Australia International Airlines – A330-200) Exemption 2019

1 Name
This instrument is CASA EX118/19 – Training and Checking (Virgin Australia International Airlines – A330-200) Exemption 2019.

2 Duration
This instrument:
(a) commences on 31 October 2019; and
(b) is repealed at the end of 31 October 2020.

3 Definitions
Note In this instrument, certain terms and expressions have the same meaning as they have in the Civil Aviation Act 1988 and the regulations. These include: cabin crew member, CAR and flight crew member.

In this instrument:

CAO 20.11 means Civil Aviation Order 20.11.
CAO 82.5 means Civil Aviation Order 82.5.
Training and checking organisation has the same meaning as in regulation 217 of CAR.
VAA means Virgin Australia Airlines Pty Ltd, ARN 567591.
VAA/VAIA flight or cabin crew member: see Schedule 1.
VAIA means Virgin Australia International Airlines Pty Ltd, ARN 768593.

4 Exemption — subregulation 217 (2) of CAR
VAIA is exempt from compliance with subregulation 217 (2) of CAR to the extent mentioned in Schedule 1.
5 Exemption — paragraph 3.3 of CAO 82.5

VAIA is exempt from compliance with paragraph 3.3 of CAO 82.5 to the extent mentioned in Schedule 2.

Schedule 1 Exemption from subregulation 217 (2)

This exemption applies so that a check carried out by the VAA training and checking organisation is taken to be a check carried out by the VAIA training and checking organisation if the check:

(a) was carried out on a VAA flight crew member or cabin crew member, who was subsequently employed by VAIA, and is currently a member of a VAIA flight crew or cabin crew (a VAA/VAIA flight or cabin crew member); and

(b) was carried out to test the competency of the VAA/VAIA flight or cabin crew member in operations carried out in an A330-200 aircraft.

Schedule 2 Exemption from paragraph 3.3 of CAO 82.5

1 This exemption applies in relation to a VAA/VAIA flight or cabin crew member.

2 Subject to clause 3, a VAA/VAIA flight or cabin crew member is taken to have satisfactorily completed all necessary training programs and proficiency checks that the crew member is required to undertake under paragraph 3.3 of CAO 82.5 to act as a flight crew member, or cabin crew member, on a scheduled revenue service, in an A330-200 aircraft, operated by VAIA if:

(a) the crew member has satisfactorily completed all necessary training programs and proficiency checks conducted by the VAA training and checking organisation that the crew member would be required to undertake under paragraph 3.3 of CAO 82.5 to act as a flight crew member, or cabin crew member, on a scheduled revenue service, in an A330-200 aircraft, operated by VAIA; and

(b) either:

(i) for a cabin crew member — there is a current certificate that was issued to VAA, under paragraph 12.4 of CAO 20.11, to the effect that the crew member has passed the relevant proficiency test in relation to emergency duties in an A330-200 aircraft; or

(ii) for a flight crew member:

(A) a check pilot in the VAA training and checking organisation has certified that the crew member is competent to act as a flight crew member employed by VAA on a scheduled revenue service, in an A330-200 aircraft, operated by VAIA; and

(B) there is a current certificate that was issued to VAA, under paragraph 12.4 of CAO 20.11, to the effect that the crew member has passed the relevant proficiency test in relation to emergency duties in an A330-200 aircraft.

3 This exemption only applies to a VAA/VAIA flight or cabin crew member when the crew member is engaged in operations carried out in an A330-200 aircraft operated by VAIA.